

**UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK**

DAVID T. VINING, Individually
and on behalf of all others similarly situated,

Plaintiff,

VS.

OPPENHEIMER HOLDINGS INC.,
OPPENHEIMER & CO., INC.,
and OPPENHEIMER ASSET
MANAGEMENT, INC.

Defendants.

08 CV 4435

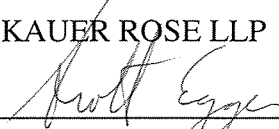
DEFENDANTS' RULE 7.1 STATEMENT

Pursuant to Rule 7.1 of the Federal Rules of Civil Procedure and to enable judges and magistrate judges of the Court to evaluate possible disqualification or recusal, the undersigned counsel for Oppenheimer Holdings, Inc., Oppenheimer & Co. Inc., and Oppenheimer Asset Management, Inc. certify that there are no publicly held parent corporations and no publicly held corporation holding ten percent or more of the defendants' stock, except as follow:

Oppenheimer & Co. Inc., and Oppenheimer Asset Management, Inc. are wholly owned subsidiaries of Oppenheimer Holdings Inc., a publicly held company traded on the New York Stock Exchange.

Dated: New York, New York
May 22, 2008

PROSKAUER ROSE LLP

By: 
Howard Wilson
Stephen L. Ratner
Scott A. Eggers
John H. Snyder
1585 Broadway
New York, NY 10036
(212) 969-3000

*Counsel for Oppenheimer Holdings, Inc.,
Oppenheimer & Co. Inc., and Oppenheimer
Asset Management, Inc.*